

**DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION****Docket No. 00-4026**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**SYSTEMS AND METHODS FOR AUTOMATICALLY  
ADJUSTING THE VOLUME OF AN AUDIO SOURCE**

as Appln. Serial No.

And was amended on

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

(Number)

(Country)

(Day/Month/Year filed)

Yes  No

I hereby claim the benefit under Title 35, United States Code, 119(e) of any United States provisional applications(s) listed below.

(Application Number)

(Filing Date)

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, Section 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date for this application:

(Appln. Serial No.)

(Filing Date)

(Status—patented, pending, abandoned)

Docket No.00-4026

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

**Leonard C. Suchyta, Reg. No. 25,707 and James K. Weixel Reg. No. 44,399**

JC926 U.S. PTO  
09/699922  
10/30/00

Address all telephone calls to James K. Weixel At telephone no. (781) 466-2220

Address all correspondence to Leonard C. Suchyta  
Verizon Services Group  
600 Hidden Ridge, HQE03G13  
Irving, TX 75038

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF INVENTOR Brig Barnum Elliott  
Inventor's signature Brig Barnum Elliott Date 26 Oct 00  
Residence Arlington, Massachusetts Citizenship USA  
Post Office Address 25 Wollaston Avenue Arlington, MA 02476

SCANNED, # 14

## ASSIGNMENT OF PATENTS

This ASSIGNMENT OF PATENTS is effective as of June 28, 2000 between Genuity Inc. (by change of name from GTE Internetworking Incorporated), a corporation organized and existing under the laws of Delaware and having a principal business address of 3 Van de Graaff, Burlington, Massachusetts 01803 (hereinafter "ASSIGNOR") and GTE Service Corporation, a corporation organized and existing under the laws of New York, having a principal business address of 1255 Corporate Drive, Irving, Texas 75038 (hereinafter "ASSIGNEE").

WHEREAS, ASSIGNOR is the owner of all right, title and interest in and to the inventions and United States and foreign Letters Patent and Applications for Letters Patent identified in the attached Schedule A; and

WHEREAS, ASSIGNEE is desirous of acquiring the aforesaid inventions and United States and foreign Letters Patent and Applications for Letters Patent identified in Schedule A.

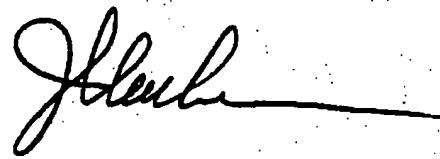
NOW, THEREFORE, in consideration of the premises and the mutual covenants set forth in the Agreement and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, and subject to any rights and licenses granted to third parties on or before the effective date hereof, ASSIGNOR does hereby assign unto ASSIGNEE all rights, title and interest of ASSIGNOR in and to the aforesaid inventions and United States and foreign Letters Patent and Applications for Letters Patent identified in Schedule A, including all inventions and improvements described therein, any legal equivalent thereof in all foreign countries (subject, however, to applicable patent laws in such countries), the right to claim priority therefrom, and in and to all Letters Patent worldwide to be obtained by such patent applications or any continuations, divisions, renewals, extensions, substitutes, reissues or re-examinations thereof, the same to be held and enjoyed by ASSIGNEE, its successors and assigns, to the full end of the terms for which such Letters Patent are granted, plus any extensions, as fully and entirely as the same would have been held and enjoyed by ASSIGNOR had this assignment and sale not been made, together with all claims for damages by reason of past and future infringement of said Letters Patent and inventions, with the right to sue for, and collect the same for its own use and enjoyment, and for the use and enjoyment of its successors, assigns or other legal representatives.

State of New York } ss:  
Department of State }

I hereby certify that the annexed copy has been compared with the original document in the custody of the Secretary of State and that the same is a true copy of said original.

Witness my hand and seal of the Department of State on

DEC 14 2001



Special Deputy Secretary of State

DOS-1266 (7/00)

*State of Delaware*  
*Office of the Secretary of State*

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I, EDWARD J. FREEL, SECRETARY OF STATE OF THE STATE OF  
DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT  
COPY OF THE CERTIFICATE OF AMENDMENT OF "GTE INTERNETWORKING  
INCORPORATED", CHANGING ITS NAME FROM "GTE INTERNETWORKING  
INCORPORATED" TO "GENUITY INC.", FILED IN THIS OFFICE ON THE  
SIXTH DAY OF APRIL, A.D. 2000, AT 10 O'CLOCK A.M.



A handwritten signature in black ink that reads "Edward J. Freel".

Edward J. Freel, Secretary of State

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001181607

AUTHENTICATION:

0370108

DATE:

04-10-00